1	Т	HE HONORABLE ROBERT S. LASNIK
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8	UNITED STATES D	ISTRICT COURT
9	WESTERN DISTRICT	OF WASHINGTON
10	AT SEAT	TTLE
11	DOMAIN NAME COMMISSION LIMITED,	
12	Plaintiff,	Case No. 2:18-CV-874
13	v.	STIPULATION AND ORDER FOR
14	DOMAINTOOLS, LLC,	BRIEFING SCHEDULE AND STAY
15	Defendant.	
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## **STIPULATION**

Plaintiff Domain Name Commission Limited (DNCL) and Defendant DomainTools, LLC (DomainTools), by and through their undersigned counsel, hereby stipulate to the below briefing schedule pertaining to DomainTools' forthcoming motion to dismiss as well as a stay of discovery pending briefing and resolution of DomainTools' motion to dismiss. In support of this stipulation, the parties state as follows:

- 1. On September 12, 2018, the Court entered an order granting in part DNCL's request for a preliminary injunction. Dkt. No. 43.
- 2. On September 26, 2018, DomainTools filed a motion to dismiss Plaintiff's complaint, with a noting date of October 19, 2018. Dkt. No. 46.
- 3. On October 17, 2018, DNCL filed an amended complaint that included additional allegations in support of its three claims. Dkt. No. 54.
  - 4. On October 12, 2018, DomainTools filed a notice of appeal. Dkt. No. 52.
- 5. On October 30, 2018, this Court stayed this matter in its entirety pending resolution of DomainTools' appeal. Dkt. No. 56.
- 6. On July 17, 2019, the Ninth Circuit Court of Appeals affirmed this Court's preliminary injunction ruling and issued the mandate on August 8, 2019. Dkt Nos. 58, 59.
- 7. DomainTools has indicated its intent to file a motion to dismiss DNCL's claims under the federal Computer Fraud and Abuse Act and the Washington Consumer Protection Act.
  - 8. The parties hereby stipulate and agree to the following briefing schedule:
    - DomainTools' Motion to Dismiss: Due September 3, 2019.
    - DNCL's Response to DomainTools' Motion to Dismiss: Due October 1, 2019.
    - DomainTools' Reply ISO Motion to Dismiss: Due October 22, 2019.
- 9. The parties further agree and stipulate to stay all discovery until fourteen (14) days after this Court enters an order on DomainTools' forthcoming motion to dismiss.

1	IT IS SO STIPULATED.
2	DATED this 15th day of August, 2019.
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## <u>ORDER</u>

IT IS HEREBY ORDERED that DomainTools' Motion to Dismiss is due on September 3, 2019, DNCL's response to DomainTools' Motion to Dismiss is due on October 1, 2019, and DomainTools' reply in support of its Motion to Dismiss is due on October 22, 2019. All discovery is stayed pending resolution of the motion to dismiss. Within 14 days of resolution of the motion to dismiss, the parties shall file a joint report with a scheduling proposal.

Dated this 16th day of August, 2019.

MMS (asuk)
Robert S. Lasnik
United States District Court Judge